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Attorneys for Plaintiff Donovan Sebastian and other similarly situated

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DONOVAN SEBASTIAN,
individually, on a representative basis,
and on behalf of all others similarly
situated,

Plaintiff,

vs.

SPRINT/UNITED MANAGEMENT
COMPANY, a Kansas Corporation, and
DOES 1 through 20, inclusive,

Defendants.

Case No.: 8:18-cv-00757-JLS-KES
(Assigned to the Hon. Josephine L.
Staton)

FRCP RULE 23 CLASS ACTION

**PLAINTIFF'S NOTICE OF
MOTION AND MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Hearing

Date: March 8, 2019
Time: 10:30 a.m.
Courtroom: 10A

Complaint filed: March 26, 2018

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on March 8, 2019, at 10:30 a.m., or as soon
3 thereafter as the matter may be heard in the above-entitled Court located in Courtroom
4 10A at 411 W. Fourth Street, Santa Ana, CA, 92701, Plaintiff Donovan Sebastian will
5 move, pursuant to FRCP Rule 23, for an order: (1) granting preliminary certification of
6 the settlement class for settlement purposes only; (2) granting preliminary approval of the
7 proposed settlement including appointment of Plaintiffs' counsel as Class Counsel; (3)
8 authorizing the parties to provide the proposed Class Notice to the Class Members; and
9 (4) setting a final approval or fairness hearing to be heard approximately 120 to 140 days
10 after the date preliminary approval is granted, as the Court's calendar permits. A
11 proposed order to this effect is filed concurrently herewith.

12 This motion is unopposed by Defendant. The parties seek the Court's preliminary
13 approval of the settlement in order to begin the process towards obtaining final approval
14 of the proposed settlement through a final fairness hearing set approximately 140 days
15 after preliminary approval. At that time, the Court will again have the opportunity to fully
16 consider the proposed settlement before entering a final order.

17 This Motion is based upon this Notice, the Memorandum of Points and
18 Authorities, the Joint Stipulation of Class Action Settlement and Release, the declaration
19 of Brian Mankin filed herewith, and the proposed Order submitted herewith, the
20 pleadings and records on file with this Court and on such oral and documentary evidence
21 as may be presented at the time of hearing.

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23 Dated: January 14, 2019

FERNANDEZ & LAUBY LLP

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25 BY: /s/ Brian J. Mankin, Esq.
26 Brian J. Mankin, Esq.
27 Attorneys for Plaintiff and the similarly
28 situated employees

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